

E-File: May 18, 2009

James I. Stang, Esq. (CA Bar No. 94435)
Shirley S. Cho, Esq. (CA Bar No. 192616)
Werner Disse, Esq. (CA Bar No. 143458)
PACHULSKI STANG ZIEHL & JONES LLP
10100 Santa Monica Blvd., 11th Floor
Los Angeles, California 90067-4100
Telephone: 310/277-6910
Facsimile: 310/201-0760
Email: jstang@pszjlaw.com
scho@pszjlaw.com
wdisse@pszjlaw.com

Zachariah Larson, Esq. (NV Bar No. 7787)
LARSON & STEPHENS
810 S. Casino Center Blvd., Ste. 104
Las Vegas, NV 89101
Telephone: 702/382.1170
Facsimile: 702/382.1169
Email: zlarson@lslawnv.com

[Proposed] Attorneys for Debtors and
Debtors in Possession

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

THE RHODES COMPANIES, LLC, aka
"Rhodes Homes, et al.,¹

Debtors.

Case No.: BK-S-09-14814-LBR
(Jointly Administered)

Chapter 11

¹ The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

Affects:

☒

All Debtors

☐

Affects the following Debtor(s)

NOTICE OF ENTRY OF ORDER

TO: ALL INTERESTED PARTIES:

YOU ARE HEREBY NOTICED that an **ORDER GRANTING APPLICATION AUTHORIZING DEBTORS PURSUANT TO 11 U.S.C. § 327(a) TO EMPLOY ACCELERON GROUP, LLC AS VALUATION ADVISOR *NUNC PRO TUNC* TO THE PETITION DATE [DOCKET NO. 104]** was entered on May 18, 2009. A copy of the Order is attached hereto.

DATED this 18th day of May, 2009.

LARSON & STEPHENS

/s/ Zachariah Larson, Esq.

Zachariah Larson, Bar No. 7787

Kyle O. Stephens, Bar No. 7928

810 S. Casino Center Blvd., Suite 104

Las Vegas, NV 89101

Attorneys for Debtor

LARSON & STEPHENS
810 S. Casino Center Blvd., Suite 104
Las Vegas, Nevada 89101
Tel: (702) 382-1170 Fax: (702) 382-1169



Entered on Docket
May 18, 2009

Hon. Linda B. Riegler
United States Bankruptcy Judge

James I. Stang, Esq. (CA Bar No. 94435)
Shirley S. Cho, Esq. (CA Bar No. 192616)
Werner Disse, Esq. (CA Bar No. 143458)
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Los Angeles, California 90067-4100
Telephone: 310/277-6910
Facsimile: 310/201-0760
Email: jstang@pszjlaw.com
scho@pszjlaw.com
wdisse@pszjlaw.com

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1 THE RHODES COMPANIES, LLC, aka
 2 "Rhodes Homes," et al.,¹

Chapter 11

Debtors.

3 Affects:

4 ☒ All Debtors

☐ Affects the following Debtor(s)

Hearing Date: May 15, 2009

Hearing Time: 1:30 p.m.

Courtroom 1

5
 6 **ORDER GRANTING APPLICATION AUTHORIZING DEBTORS PURSUANT TO 11**
 7 **U.S.C. § 327(n) TO EMPLOY ACCELERON GROUP, LLC AS VALUATION ADVISOR**
 8 **NUNC PRO TUNC TO THE PETITION DATE [Docket No. 104]**

9 This matter coming to be heard on the application (the "Application") to employ
 10 Acceleron Group, LLC ("Acceleron") as valuation advisor [Docket Number 104] filed by the
 11 Debtors,² the Court having reviewed the Application, the March 31, 2009 Engagement
 12 Agreement between the Debtors and Acceleron (the "Engagement Agreement"), and the
 13 Declaration of Mandy M. Townsend (the "Townsend Declaration") [Docket Number 105]; there
 14 having been no objection to the Application; the Court finding that: (a) the Court has jurisdiction
 15 over this matter pursuant to 28 U.S.C. § 1334 and reference from the District Court pursuant to
 16 28 U.S.C. § 157; (b) notice of the Application and the hearing on the Application was sufficient
 17 under the circumstances; (c) the Court having determined that Acceleron is a "disinterested
 18 person" pursuant to § 101(14) of the Bankruptcy Code; and (d) the Court having determined that
 19 the legal and factual bases set forth in the Application and the Townsend Declaration establish
 20 just cause for the relief granted herein;

21 **IT IS HEREBY ORDERED THAT:**

22 1. The Application shall be, and hereby is, GRANTED.

23 2. The Debtors are authorized to retain and employ Acceleron as valuation advisor at
 24 the expense of the chapter 11 estates, pursuant to section 327(a) of the Bankruptcy Code,
 25 Bankruptcy Rules 2014, 2016 and 5002 and the terms set forth in the Application and the
 26 Engagement Agreement, *nunc pro tunc* to the Petition Date.

27
 28 ² Capitalized terms not otherwise defined herein have the meanings given to them in the Application.

3. Acceleron shall be compensated for such services, and be reimbursed for any related expenses pursuant to the Engagement Letter, and shall file applications and be compensated in accordance with sections 330 and 331 of the Bankruptcy Code, the Bankruptcy Rules, the Local Rules, and such other procedures as may be fixed by order of this Court.

4. This Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation of this Order.

APPROVED AS TO FORM AND CONTENT:

DATED this 15th day of May 2009.

By: 

UNITED STATES TRUSTEE

August Landis

Office of the United States Trustee

300 Las Vegas Blvd. S., Ste. 4300

Las Vegas, NV 89101

Submitted by:

DATED this 15th day of May 2009.

By: /s/ Zachariah Larson

LARSON & STEPHENS

Zachariah Larson, Esq. (NV Bar No 7787)

Kyle O. Stephens, Esq. (NV Bar No. 7928)

810 S. Casino Center Blvd., Ste. 104

Las Vegas, NV 89101

(702) 382-1170 (Telephone)

(702) 382-1169

zlarson@islawnv.com

Proposed Attorney for Debtors

LARSON & STEPHENS

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Las Vegas, Nevada 89101

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